

ORIGINAL

CIVIL RIGHTS COMPLAINT  
42 U.S.C. § 1983

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

CLAYTON Johnson 141-09-030-1

Full name of plaintiff/prisoner ID#

FILED  
IN CLERK'S OFFICE  
U.S. DISTRICT COURT E.D.N.Y.

★ AUG - 9 2010 ★

BROOKLYN OFFICE

CV 10-3701

Plaintiff,

JURY TRIAL DEMAND  
YES  NO

-against-

MR. JOSEPH PERRY  
MS. ANITA I. Chinnapali  
Individual Capacity

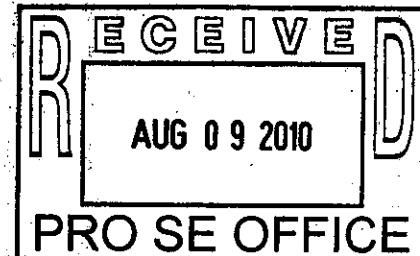
Enter full names of defendants

[Make sure those listed above are identical to those listed in Part III.]

Defendants.

DEARIE, CH. J.

BLOOM, M.J.



I. Previous Lawsuits:

A. Have you begun other lawsuits in state or federal court dealing with the same facts involved in this action or otherwise relating to your imprisonment? Yes ( ) No (✓)

B. If your answer to A is yes, describe each lawsuit in the space below (If there is more than one lawsuit, describe the additional lawsuits on another piece of paper, using the same outline.)

1. Parties to this previous lawsuit:

Plaintiffs:

Defendants:

2. Court (if federal court, name the district; if state court, name the county)

3. Docket Number:

4. Name of the Judge to whom case was assigned: \_\_\_\_\_  
~~\_\_\_\_\_~~\_\_\_\_\_~~~~

5. Disposition: (for example: Was the case dismissed? Was it appealed? Is it still pending?)  
~~\_\_\_\_\_~~\_\_\_\_\_~~~~

6. Approximate date of filing lawsuit: \_\_\_\_\_  
~~\_\_\_\_\_~~\_\_\_\_\_~~~~

7. Approximate date of disposition: \_\_\_\_\_  
G.R.V.C. 09-09  
M.C.I.K. 18-18 Hazen st, E. Fishkill, N.Y.

II. Place of Present Confinement: \_\_\_\_\_

A. Is there a prisoner grievance procedure in this institution? Yes () No ()

B. Did you present the facts relating to your complaint in the prisoner grievance procedure? Yes () No ()

C. If your answer is YES,

1. What steps did you take? \_\_\_\_\_  
~~\_\_\_\_\_~~\_\_\_\_\_~~~~

2. What was the result? \_\_\_\_\_  
~~\_\_\_\_\_~~\_\_\_\_\_~~~~

D. If your answer is NO, explain why not \_\_\_\_\_  
~~\_\_\_\_\_~~\_\_\_\_\_~~~~

E. If there is no prison grievance procedure in the institution, did you complain to prison authorities? Yes () No ()

F. If your answer is YES,

1. What steps did you take? \_\_\_\_\_  
~~\_\_\_\_\_~~\_\_\_\_\_~~~~

2. What was the result? \_\_\_\_\_  
~~\_\_\_\_\_~~\_\_\_\_\_~~~~

III. Parties:

(In item A below, place your name in the first blank and place your present address in the second blank. Do the same for additional plaintiffs, if any.)

A. Name of plaintiff ClAYTON JOHNSON  
Address 18-18 HAZEN ST. E. FINKHORN ALG. 11730

(In item B below, place the full name and address of each defendant)

B. List all defendants' names and the addresses at which each defendant may be served. Plaintiff must provide the address for each defendant named.

Defendant No. 1

MR. JOSEPH TERRY Det. 3 shield # 4929  
70<sup>th</sup> Det 154 LAWRENCE Ave  
BROOKLYN, N.Y. 11238

Defendant No. 2

A.P.A. WITH T. CHAMPAZI  
350 Jay Street  
BROOKLYN, N.Y. 11201

Defendant No. 3

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Defendant No. 4

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Defendant No. 5

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

IV. Statement of Claim:

(State briefly and concisely, the facts of your case. Include the date(s) of the event(s) alleged as well as the location where the events occurred. Include the names of each defendant and state how each person named was involved in the event you are claiming violated your rights. You need not give any legal arguments or cite to cases or statutes. If you intend to allege a number of related claims, number and set forth each claim in a separate paragraph. You may use additional 8 1/2 by 11 sheets of paper as necessary.)

On the date of February 23, 2009. I Crofton Johnson who arrested me on an Arrest Warrant for Fighting People. This warrant was issued January 8, 2009. On the day of arrest (2-23-09) Officer Joseph Perry and D.T.A. ANITA T. CHANNA, PAT I; interrogated me without me having any Counsel Present, which I have learned is a Violation of "SAMUELS Rule". People v. Daniels 421 Nys 2d 892 (1980). And also a Violation of My Civil & Constitutional Rights. Further more Daniels rule says on the state "that Once Prosecution has formally commenced by the filing of an Accusatory instrument or an Arrest Warrant - this gives the police the right to question defendant in the absence of Counsel. And that the rights of Miranda rights Counsel be made utilized (the assistance of Counsel, the right to Counsel whether Criminal) to waived except in Counsel's Presence.

IV. A

If you are claiming injuries as a result of the events you are complaining about, describe your injuries and state what medical treatment you required. Was medical treatment received?

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

V. Relief:

State what relief you are seeking if you prevail on your complaint.

If I prevail on my Complaint I will be seeking \$1,000,000.00. for the pain & suffering and also mental anguish that I have been through while being detained on Rikers Island for the past 2 1/2 years. Due to My Rights being violated by said Detainees.

Money Damages.

I declare under penalty of perjury that on July 27, 2010, I delivered this  
(Date)  
complaint to prison authorities to be mailed to the United States District Court for the Eastern  
District of New York.

Signed this 27<sup>th</sup> day of July, 20 10. I declare under penalty of  
perjury that the foregoing is true and correct.

Clayton Johnson  
Signature of Plaintiff

A.M.H.C./G.R.V.C.

Name of Prison Facility

09-09

IT-18 Hazen St

E. Elmhurst N.Y. 11730

Address

141-09-03051

Prisoner ID#